

**TOWN OF DAVIE
TOWN COUNCIL AGENDA REPORT**

TO: Mayor and Councilmembers

FROM/PHONE: Evelyn Roig, Assistant Town Clerk

PREPARED BY: Evelyn Roig/Assitant Town Clerk

SUBJECT: Minutes

AFFECTED DISTRICT: N/A

ITEM REQUEST: **Schedule for Council Meeting**

TITLE OF AGENDA ITEM: February 3, 2010 Meeting Minutes (Regular Meeting)

REPORT IN BRIEF: Council meeting minutes from the February 3, 2010 Regular Meeting

PREVIOUS ACTIONS:

CONCURRENCES:

FISCAL IMPACT: not applicable

Has request been budgeted? n/a

RECOMMENDATION(S): Other -

Attachment(s): February 3, 2010 Minutes

**February 3, 2010
7:00 PM**

1. PLEDGE OF ALLEGIANCE

The meeting was called to order at 7:00 p.m. and was followed by the Pledge of Allegiance.

2. ROLL CALL

Present at the meeting were Mayor Paul, Vice-Mayor Crowley and Councilmembers Caletka, Luis and Starkey. Also present were Assistant Town Administrator Montopoli, Town Attorney Rayson, Town Clerk Muniz and Assistant Town Clerk Roig recording the meeting.

3. OPEN PUBLIC MEETING

Caryl Casey Hattan announced her candidacy for the District 2 Town Council seat.

Mitchell Chester said he hoped the new Town Hall would be built. Mr. Chester stated his support for Ms. Starkey to be re-elected to Town Council. Mr. Chester announced his support for Ellis Traub for the District 4 Town Council seat.

Ellis Traub announced his candidacy for the District 4 Town Council seat. He said he was very concerned about the local and County government's evolution into a system of "cronyism and things that breed corruption."

Joe Kaufman, Chair of Americans Against Hate, and journalist for Front Page Magazine, reminded everyone that last month he had called for Councilmember Starkey's resignation. Mr. Kaufman said Councilmember Starkey had stated to a friend of his, "The Jews are trying to convert everybody" at a holiday party sponsored by the Davie Republican Club, and said this had been witnessed by four other people. Mr. Kaufman became distraught and demanded that Councilmember Starkey apologize and resign.

Susan Starkey said she did not make the comments Mr. Kaufman attributed to her. She said the Davie Jewish community meant a lot to her, and she had supported their efforts in Town. Councilmember Starkey felt Mr. Kaufman's remarks were politically motivated, and she took great offense at having been labeled a "terrorist" because of this group. She hoped that her actions spoke louder than one person's words.

Mayor Paul stated that at a recent Jewish Federation breakfast, one Federation leader had reiterated support for Councilmember Starkey and the Davie Town Council for their support of the Jewish community.

Jared Utterback asked everyone to support Councilmember Starkey for re-election.

Richard Meyers had attended the I-595 meeting, but noted that the consultant had been unable to answer many questions. He had asked about a section of sound wall and been informed that the money for the wall had been allocated to the Town Public Works Department. Mr. Meyers asked to be updated regarding this project.

Mayor Paul said FDOT had claimed they were unable to justify building a sound wall near Park City, but had compensated the Town for a survey. FDOT had later stated

they would not pay for the wall, but would add \$25,000 worth of landscaping to compensate the Town for building the wall.

Mayor Paul said Council would discuss this later in the meeting, and they would develop a strategy for sending a message to FDOT.

Patti Koch, Executive Director of Old Davie School, announced that on the third Thursday of each month, the School held a pet story time for kids. Ms. Koch stated during the Orange Blossom Festival, the Davie Historical Society held pioneer re-enactments at the School.

Arthur Joseph referred to a January 4 Miami Herald article, which stated that residential garbage rates were about to drop. He remembered that Council had approved a renewal of the Waste Management contract last year, resulting in a 17% increase in Mr. Joseph's trash rate. Mr. Joseph stated he endorsed Mr. Luis for re-election to Town Council.

Mr. Joseph asked where the fire station would be in his area and where the exit from Van Kirk Park would be located; he opposed an exit onto 136 Avenue.

Donna Evans thanked the Wings of Gold for supporting Davie PAL's Christmas this year. She also thanked Special Projects Director Bonnie Stafiej for organizing the Martin Luther King Jr. Day celebration. Ms. Evans said she supported Caryl Hattan in her bid to be elected to Town Council.

Eric Swalley, Chair of the Green Energy and Environmental Committee, thanked the Town for creating this Committee. He invited everyone to attend the Orange Blossom Festival and visit the Committee's booth, which would feature the Solar Car.

Mayor Paul wished Police Chief Patrick Lynn a Happy Birthday.

Mayor Paul announced that April 1, 2010 was Census Day, and encouraged everyone to participate. She assured everyone that the information provided was confidential, and explained it was used to calculate representation in the House of Representatives and to calculate funding for government services.

Mayor Paul announced items 4.7 and 4.9 were being withdrawn from the Consent Agenda. Mayor Paul requested items 9.2 FDOT Wall and 9.3 Comcast be added.

Councilmember Starkey made a motion, seconded by Vice-Mayor Crowley, to add items 9.2 and 9.3 to the Consent Agenda. In a voice vote, all voted in favor. (Motion carried 5-0)

Councilmember Caletka pulled items 4.8, 4.19, and 4.24 from the Consent Agenda. Councilmember Luis pulled items 4.11, 4.13, 4.16 and 4.17. Councilmember Starkey pulled items 4.2 and 4.4.

Councilmember Luis made a motion, seconded by Vice-Mayor Crowley, to approve the Consent Agenda, less items 4.2, 4.4, 4.8, 4.11, 4.13, 4.16, 4.17, 4.19 and 4.24. In a voice vote, all voted in favor. (Motion carried 5-0)

4. APPROVAL OF CONSENT AGENDA

Minutes

- 4.1 December 2, 2009 Minutes (Regular Meeting) (tabled from January 20, 2010)
- 4.2 December 16, 2009 Minutes (Regular Meeting) (tabled from January 20, 2010)
- 4.3 January 6, 2010 Minutes (Workshop)
- 4.4 January 6, 2010 Minutes (Regular Meeting)

Parade Permit

- 4.5 73rd Annual Orange Blossom Parade Permit

Business Tax Receipt

- 4.6 Accent Home & Garden, 14260 SW 21 St.

Resolutions

- 4.7 **CONTRACT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA APPROVING A CONTRACT FOR PURCHASE AND SALE BETWEEN THE TOWN OF DAVIE, FLORIDA AND THE DAVIE COMMUNITY REDEVELOPMENT AGENCY FOR DAVIE TOWN HALL, AUTHORIZING THE MAYOR TO ACKNOWLEDGE SAID APPROVAL BY AFFIXING HER SIGNATURE TO SAID RESOLUTION, AND PROVIDING FOR AN EFFECTIVE DATE. \$4.2 million (tabled from January 20, 2010).
- 4.8 **MITIGATION REQUEST** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING A REQUEST FOR MITIGATION OF CODE COMPLIANCE LIENS IN CASE NO. 06-1225 FROM \$178,000.00 IN AMOUNT TO \$4,000.00; AND PROVIDING AN EFFECTIVE DATE. (tabled from January 20, 2010)
- 4.9 **LETTER OF ENGAGEMENT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE MAYOR TO EXECUTE AN ENGAGEMENT LETTER WITH THE FIRM OF CALER, DONTEN, LEVINE, PORTER & VEIL, P.A. TO REVIEW THE TOWN'S PAYROLL TIME KEEPING AND REPORTING SYSTEMS, REVIEW RELATED INTERNAL CONTROLS, AND TO PROVIDE RECOMMENDATIONS FOR IMPROVED EFFICIENCY, EFFECTIVENESS, AND STANDARDIZATION. (\$12,000.00) (tabled from January 20, 2010)
- 4.10 **AGREEMENT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE TOWN OF DAVIE TO ENTER INTO AN AGREEMENT BETWEEN THE BROWARD COUNTY AIRBOAT, HALFTRACK AND CONSERVATION CLUB AND THE TOWN OF DAVIE TO HOLD AN AIR BOAT SHOW AT THE BERGERON RODEO GROUNDS AT A REDUCED RENTAL RATE

- 4.11 **AGREEMENT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE MAYOR TO EXECUTE A NETWORK SERVICES AGREEMENT WITH COMCAST BUSINESS COMMUNICATIONS, LLC FOR INTERNET SERVICES. (\$20,200 annually)
- 4.12 **AGREEMENT EXTENSION** - A RESOLUTION OF THE TOWN OF DAVIE FLORIDA AUTHORIZING THE MAYOR TO APPROVE AN EXTENSION OF THE RENTAL AGREEMENT BETWEEN THE TOWN OF DAVIE AND FIT FIRST, INC. FOR ONE YEAR FOR THE OPERATION OF AN EXERCISE/FITNESS PROGRAM.
- 4.13 **BID** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, ACCEPTING THE BID RECOMMENDATION FOR THE SUPPLY AND INSTALLATION OF EMERGENCY GENERATORS AT ESSENTIAL TOWN FACILITIES.
- 4.14 **BID** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, ACCEPTING THE BID RECOMMENDATION FOR THE "INSTALLATION OF SEWER LATERALS TO RESIDENCES ALONG SW 41st PLACE."
- 4.15 **CONTRACT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE APPROPRIATE TOWN OFFICIALS TO EXECUTE A CONTRACT WITH CARRICK CONTRACTING CORPORATION FOR THE PINE ISLAND AQUATIC & FITNESS BUILDING EXTERIOR RENOVATIONS B-09-125. (\$236,300)
- 4.16 **CONTRACT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE APPROPRIATE TOWN OFFICIALS TO EXECUTE A CONTRACT FOR THE CONSTRUCTION OF THE "POLICE DEPARTMENT FIRE ARMS TRAINING FACILITY". (\$829,916)
- 4.17 **CONTRACT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE APPROPRIATE TOWN OFFICIALS TO EXECUTE A CONTRACT WITH WARLICK/HALL ENGINEERING INCORPORATED FOR THE DESIGN/BUILD SPORTS PRESSBOX AND STORAGE FACILITY RFP B-09-68. (\$114,000)
- 4.18 **CONTRACT EXTENSION** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING AN EXTENSION OF THE CONTRACT BETWEEN THE TOWN AND ASHBRIIT ENVIRONMENTAL SERVICES, INC. FOR DIASTER RECOVERY DEBRIS REMOVAL SERVICES

- 4.19 **CONTRACT EXTENSION** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING AN EXTENSION OF THE CONTRACT BETWEEN THE TOWN AND BERGERON EMERGENCY SERVICES, INC. FOR DISASTER RECOVERY DEBRIS REMOVAL SERVICES
- 4.20 **CONTRACT RENEWAL** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING A RENEWAL TO THE CONTRACT AWARDED TO DUNLAP & ASSOCIATES FOR FINANCIAL CONSULTING SERVICES.
- 4.21 **COMMERCIAL LOAN SUBSIDY** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA RATIFYING FIRST SOUTHERN BANK AS A LENDER AND PARTICIPANT IN THE COMMUNITY REDEVELOPMENT AGENCY'S COMMERCIAL LOAN SUBSIDY PROGRAM, AND PROVIDING FOR AN EFFECTIVE DATE.
- 4.22 **COMMERCIAL LOAN SUBSIDY** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA RATIFYING THE DAVIE COMMUNITY REDEVELOPMENT AGENCY'S APPROVAL OF COMMERCIAL SUBSIDY ASSISTANCE TO ALFRED D. GRIFFIN FOR RENOVATION OF GRIFS WESTERN, 6211 ORANGE DRIVE; AND PROVIDING FOR AN EFFECTIVE DATE.
- 4.23 **MITIGATION REQUEST** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING A REQUEST FOR MITIGATION OF CODE COMPLIANCE LIEN IN CASE NO. 07-708 FROM \$14,733.16 IN AMOUNT TO \$3,657.31; AND PROVIDING AN EFFECTIVE DATE.
- 4.24 TU 12-1-09, Super Bowl XLIV Hard Rock, 5401 Stirling Road (MH-10)

5. DISCUSSION OF CONSENT AGENDA ITEMS

4.2 Councilmember Starkey referred to Councilmember comments, and regarding her comments related to rescinding the Adopt-A-Street designation, she wished it added that she wanted to allow the Town staff and Town Council to look into this issue.

Under her comments regarding the four-way stop, Mayor Paul wanted the word “they” changed to Broward County.

Councilmember Starkey made a motion, seconded by Councilmember Caletka, to approve, with the two noted changes. In a voice vote, all voted in favor. (Motion carried 5-0)

4.3 Councilmember Starkey requested tabling this so she and staff could go over the minutes.

Councilmember Caletka made a motion, seconded by Councilmember Luis, to table to Council's next meeting. In a voice vote, all voted in favor. (Motion carried 5-0)

4.8 Councilmember Caletka had confirmed there was a contract for short sale on the house.

Councilmember Caletka made a motion to make the mitigation amount \$143,410.98. He stated this conformed to the mitigation guidelines and Code Enforcement had a very strong case. Councilmember Caletka stated the lien stayed with the property and the seller had a responsibility to notify a potential buyer of the lien.

Mr. Rayson agreed that the seller was responsible to notify a prospective purchaser of pending Code Enforcement action. He felt that Council was well within their legal right to set the mitigation amount at \$143,410.98. He recommended the Town notify the owner of the proceedings.

Code Compliance Official Danny Stallone said the amount suggested by Councilmember Caletka had been approved one year ago after he and Councilmember Caletka met with a representative of the owner, Mr. Emerson. He gave a brief history of the case, which involved the renting of illegal additions at the property. It had taken some time for the owner to comply by removing the illegal additions. Mr. Stallone said it was estimated it had cost the owner approximately \$20,000 to \$40,000 to bring the property into compliance.

Mr. Stallone said even though the violations were now complied, they had existed for many years, and he therefore suggested seeking the mitigation guideline amount before Council today. He confirmed that the property was currently complied.

Councilmember Caletka made a motion, seconded by Councilmember Luis, to set the mitigation amount at \$143,410.98 and to have the Town notify the prospective buyer that there was a lien on the house. In a voice vote, all voted in favor. (Motion carried 5-0)

4.11 Councilmember Luis asked why the contract was five years. Technology and Information Management Director Tina Tysinger explained that the longer contract was significantly less expensive than a shorter-term contract would be. Ms. Tysinger informed Councilmember Luis that Comcast was aware that Town Hall might relocate, and they were prepared to include this in the contract. She agreed to add this language to the contract.

Councilmember Starkey made a motion, seconded by Councilmember Luis, to approve, and to amend the contract to make sure they had the ability to move. In a voice vote, all voted in favor. (Motion carried 5-0)

4.13 Councilmember Luis wanted more backup information to explain why two of the contractors were not qualified and what the difference was in their bids.

Public Works Director Manny Diez explained that the contractors' bids had been based on a substitute generator that had not met the original bid intent. Town engineers had reviewed the documents and made the determination to disqualify the contractors.

Councilmember Luis made a motion, seconded by Vice-Mayor Crowley, to approve. In a voice vote, all voted in favor. (Motion carried 5-0)

4.16 Councilmember Luis thought they had been dealing with this for two years. Police Chief Patrick Lynn admitted it had been a while, but he estimated it had been just over one year. Councilmember Luis wanted to look into speeding things up in the Town.

Councilmember Luis made a motion, seconded by Councilmember Starkey, to approve.

Councilmember Starkey suggested including a performance standard in the contract that work must commence within a certain number of days. Councilmember Luis felt the problem was not with the contract, it was with the Town process. Mayor Paul recommended this could be put on an agenda, or Council could give direction that some of these procedures be tightened up. Mr. Diez explained that the contractors must wait until Council approved a resolution to accept a bid before applying for a performance bond or payment bond. The item must be presented to Council a second time with a contract for approval. Councilmember Starkey said this process did not concern her. She wanted contractors to know that they must be ready to go as soon as the contract was approved. Mr. Diez remarked that getting this item on the Agenda for this meeting was “nothing short of a miracle, because the deadline for this Council Agenda was two days after the last Council meeting.”

Councilmember Starkey remarked that this would improve the health, safety and welfare of the community and would eventually become a very good revenue generator for the Town.

In a voice vote, all voted in favor. (Motion carried 5-0)

4.17 Councilmember Luis wondered why this was a design/build contract; he thought an architect had already designed plans. Mr. Diez said this had been a design/build from the start. He admitted there had been difficulty with the design.

Mayor Paul thought funding was coming from sources other than District 2, but Vice-Mayor Crowley stated he had offered the entire amount from District 2. Mayor Paul asked if bleachers were included, and Mr. Diez stated recreation program volunteers would install new pads for new bleachers. The Town would buy the new bleacher kits and the volunteers would erect them.

Procurement Manager Herb Hyman informed Mayor Paul that the design/build process ensured there would be no change orders unless the Town changed the scope of work.

Councilmember Starkey suggested using impact fees to pay back the District 2 Open Space Bond Fund to continue funding projects in the future.

Councilmember Luis made a motion, seconded by Vice-Mayor Crowley, to approve. In a voice vote, all voted in favor. (Motion carried 5-0)

4.19 Councilmember Caletka thought the applicant had not signed the renewal. Mayor Paul pointed out that someone had signed the contract, albeit sloppily. Mr. Hyman explained that there had been two RFPs. On the first RFP, the Town had chosen Ashbritt. Council had desired a second contractor, so staff put out a second RFP, and Bergeron was the selected contractor from the second RFP. The contractors would be used as the Town

Council, Town Administrator and Public Works Director saw fit after a storm. Mayor Paul remarked that this had worked out well after hurricane Wilma.

Councilmember Caletka had recently reviewed all of the professional services contracts, and noted that often, the second contractor got nothing.

Councilmember Starkey said they had felt the need to have pre-positioning contracts and competition to pick up the debris. She was concerned that the map did not include United Ranches, and stated both contracts must ensure that Pine Island Ridge and United Ranches were included. Mr. Diez explained that a condition of renewing the contract was that nothing could be changed, but he did not feel it would be a problem to add work for either contractor.

Vice-Mayor Crowley made a motion, seconded by Councilmember Starkey, to approve.

Councilmember Caletka said he would not support this because it meant that after a hurricane, debris removal would become political, and the best interests of the people would not be served. Vice-Mayor Crowley said this was why this would be left at the discretion of the Public Works Director and the Town Administrator. Mr. Diez said staff had been working on an infrastructure branch plan that would pre-script every eventuality in a storm, including when certain contractors would be brought on board.

In a voice vote, with Councilmember Caletka dissenting, all voted in favor. (Motion carried 4-1)

4.24 Councilmember Caletka worried that there would be convoys of headlights facing residents' homes in this neighborhood, and he could not support this.

Councilmember Caletka made a motion, seconded by Vice-Mayor Crowley, to deny.

Fred Hopkins, Director of Real Estate for the Seminole Tribe and Davie resident, appreciated Councilmember Caletka's concern, but pointed out that the headlights would be aimed at residents' backyards. He explained that this was intended to avoid the serious gridlock situation they had experienced after the last Super Bowl. Mr. Hopkins said there would on-site personnel and shuttles to and from the overflow parking.

Councilmember Starkey thought if they did not deny this now, it could become a continuing problem.

Councilmember Luis remembered the traffic backed up onto 441 after the last Super Bowl

Karen Stenzel-Nowicki reminded Council of the four days of activities that would take place. She stated she lived in this neighborhood, and would not appreciate the parking from 4:00 p.m. until 6:00 a.m.

In a voice vote, with Councilmember Luis dissenting, all voted in favor. (Motion carried 4-1)

9.1 Support for the construction of the gymnasium for the Rick & Rita Case Boys & Girls Club

Councilmember Starkey explained that Rita Case had suggested to her that a gymnasium be built for the Rick & Rita Case Boys & Girls Club, and they had been working on this for some time. Councilmember Starkey disclosed that she was a member

of the Davie Boys and Girls Club Board of Directors, and she had donated to the Club as well.

Brian Quayle, CEO of the Boys and Girls Club of Broward County, said they had built an 8,000 square foot gym, and were seeking the Town's partnership moving forward.

Housing Director Giovanni Moss informed Council that the gym had been built with Community Development Block Grant (CDBG) funds, but there were no funds available during the current fiscal year. The Town could choose to commit CDBG funds from fiscal year 2010-2011 to this project. Councilmember Starkey remarked that they were seeking conceptual approval to explore design options. Mayor Paul just wanted to be sure that the funding would be from CDBG funds and the Town would not make commitments from the General Fund. Mayor Paul advised that air conditioning should be included in the design.

Councilmember Caletka wondered what the Town would need to give up if the CDBG funds were dedicated to this project. Mr. Moss explained that this would not impact administration or public service.

Kathie Donnelly, Boys and Girls Club volunteer, thought timing on this project was crucial because children who had been moved out of that neighborhood would soon move back. She thanked Mr. Moss and the Town for their support.

6. PUBLIC HEARING

Ordinances - Second and Final Hearing

- 6.1 **BUDGET AMENDMENT - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING AN AMENDMENT TO THE ESTIMATED REVENUES AND APPROPRIATIONS FOR FISCAL YEAR 2010; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. {Approved on First Reading on January 20, 2010 subject to bringing back with funding options. The vote is as follows: Mayor Paul - no; Vice Mayor Crowley - yes; Councilmember Caletka - yes; Councilmember Luis - yes; Councilmember Starkey - no.}**

Mr. Rayson read the ordinance by title.

Mayor Paul opened the public hearing portion of the meeting. As no one spoke, Mayor Paul closed the public hearing portion of the meeting.

Councilmember Starkey said she could not support this because it included the \$9 million taken out for land acquisition in Silver Oaks and Palma Nova. She added that she supported all of the other items.

Budget and Finance Director Bill Ackerman said Section 4 of the Amendment stated the Council intended to utilize \$9,047,160 from undesignated, unreserved fund balance for the acquisition of the remaining non-open space portion of the property. If Council changed its mind about this, Mr. Ackerman was not sure if the first resolution must be amended as well.

Councilmember Luis said Mr. Shimun wanted to utilize the general fund money because this would provide the most flexibility later on.

Councilmember Caletka remembered that Council had discussed getting funds from somewhere other than the General Fund, but staff seemed to think the opposite had occurred. Councilmember Caletka asked Mr. Rayson, "If Utility Reserves happens to be used, and then...we use it for something other than Public Utilities in the future, can you just put the money from the General Reserve to compensate it back into Utility and then take it from the appropriate department?" Mr. Rayson explained that the funds were not being taken from Utilities in this amendment; they were being taken from Reserves. In the future, Mr. Ackerman suggested that if it was used as a utility, which Mr. Rayson thought was appropriate, then they could replace the Reserves out of Utility funds.

Mr. Rayson pointed out that the proposal was to use General Funds, but money could be replaced from another specific fund depending on the eventual use of the property. Councilmember Caletka said the Town had over-budgeted by \$2 to \$2.5 million for land acquisition for the University of Florida property they wanted for a water treatment plant, and asked if those funds could be used, since this was for utilities. Mr. Rayson said those utility reserves could be applied toward this budget deficit, but this meant that at least a portion of the property must be designated for utility use.

Councilmember Caletka asked Mr. Rayson if the proceeds from the sale of a portion of the non-park land could be used to pay back the Utility Reserves. Mr. Rayson stated it would have to be.

Vice-Mayor Crowley stated his vote on this had been based on the belief that this would be used for utilities, and wondered why this was now in question. At the meeting when this was first approved, Mr. Shimun had informed Vice-Mayor Crowley that this second utility plant was needed for redevelopment along the TOC. Therefore, Vice-Mayor Crowley felt Utilities should contribute.

Chief Montopoli explained that if Council decided to dedicate some of the land for Utilities, they must determine how much of the property would be used for that purpose to arrive at an appropriate dollar amount Utilities should contribute.

Vice-Mayor Crowley made a motion, seconded by Councilmember Caletka, to table to Council's next meeting.

Mr. Ackerman pointed out that there were several other projects that staff wanted to move on, and requested Council approve the amendment excluding this one issue.

Vice-Mayor Crowley made a motion, seconded by Councilmember Caletka, to approve, excluding this one issue. Mayor Paul clarified that the excluded issue was the monies for the Palma Nova acreage, which was tabled to their next meeting.

In a roll call vote, the vote was as follows: Mayor Paul - yes; Vice-Mayor Crowley - yes; Councilmember Caletka - yes; Councilmember Luis - yes; Councilmember Starkey - yes. (Motion carried 5-0)

6.2 CODE AMENDMENT - AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF DAVIE, FLORIDA, AMENDING CHAPTER 7, FIRE PREVENTION AND PROTECTION, CREATING SECTION 7-51(8) OF THE CODE, PROVIDING FOR IMMUNITY FROM CIVIL LIABILITY PURSUANT TO FLORIDA STATUTES 768.1325; PROVIDING FOR CODIFICATION, PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. {Approved on First Reading on January 20, 2010 subject to Mr. Rayson reviewing and bringing back at the next Council meeting. . The vote is as

follows: Mayor Paul - yes; Vice Mayor Crowley - yes; Councilmember Caletka - yes; Councilmember Luis - yes; Councilmember Starkey - yes.}

Mr. Rayson read the ordinance by title.

Mayor Paul opened the public hearing portion of the meeting. As no one spoke, Mayor Paul closed the public hearing portion of the meeting.

Councilmember Starkey made a motion, seconded by Councilmember Luis, to approve. In a roll call vote, the vote was as follows: Mayor Paul - yes; Vice-Mayor Crowley - yes; Councilmember Caletka - yes; Councilmember Luis - yes; Councilmember Starkey - yes. (Motion carried 5-0)

Ordinance First Reading - (Second and Final Reading to be held on February 17, 2010)

6.3 **CODE AMENDMENT** - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, AMENDING THE CODE OF ORDINANCES, CHAPTER 12. LAND DEVELOPMENT CODE, ARTICLE VIII. SIGNS, LIGHTING, DIVISION 1. SIGN, SECTION 12-238. GENERAL REGULATIONS AND SECTION 12-243. DETAILED SIGN REGULATIONS; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mr. Rayson read the ordinance by title.

Mayor Paul announced that public hearing on the ordinance would be held at the February 17, 2010 Town Council meeting.

Mayor Paul opened the public hearing portion of the meeting. As no one spoke, Mayor Paul closed the public hearing portion of the meeting.

Councilmember Starkey wanted to know who the applicant would be, and asked staff if they had resolved that issue. Planning and Zoning Manager David Quigley explained that Council would need to act on approval of the sign in the future. At that time, Council would determine if there would be an agreement, and with whom.

Councilmember Starkey made a motion, seconded by Councilmember Luis, to approve. In a roll call vote, the vote was as follows: Mayor Paul - yes; Vice-Mayor Crowley - yes; Councilmember Caletka - no; Councilmember Luis - yes; Councilmember Starkey - yes. (Motion carried 4-1)

Ordinances First Reading - (Second and Final Reading to be held at a later date)

6.4 **LAND USE PLAN AMENDMENT** - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, APPROVING APPLICATION LA 9-1-09 SUNFOREST APARTMENTS, AMENDING THE TOWN OF DAVIE COMPREHENSIVE PLAN BY CHANGING THE FUTURE LAND USE PLAN MAP DESIGNATION OF CERTAIN LANDS FROM "RESIDENTIAL 10 DU/AC" TO "RESIDENTIAL 22 DU/AC"; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (tabled from January 20, 2010). [Requires a supermajority vote]

Mr. Rayson read the ordinance by title.

Mayor Paul announced that public hearing on the ordinance would be held at the February 17, 2010 Town Council meeting.

Mayor Paul opened the public hearing portion of the meeting.

Barbara Hall, attorney for the applicant, explained that the ordinance would not be adopted until September after going through Broward County and the Department of Community Affairs. Ms. Hall gave a presentation regarding the property. She stated there was significant demand from the educational complex for rental housing in this area. Ms. Hall remarked that locating the housing on private property meant that the Town could derive tax revenue from the housing, and the educational land could be used for educational facilities, not housing. She noted that the property was adjacent to the Town's Regional Activity Center, which provided for mixed-use development and a density of 22 units per acre, which they were requesting with this amendment.

Ms. Hall displayed an aerial photo showing how the development would be created on the property, and pointed out that the water areas and green space would be maintained.

Ms. Hall said they had held perhaps eight meetings with the neighborhood, and had drafted responses to their concerns.

Cathy Sweetapple, transportation consultant, presented six mitigation measures they had developed with staff to offset the project impacts.

- Access to certain movements would be restricted to reduce traffic on Nova Drive
- Additional turning lanes on 30 Street access
- Signal timing and video detection camera improvements at College Avenue and Nova Drive and at College Avenue and 30 Street
- A fair share payment for future widening of College Avenue
- Improvement of University Drive and SW 30 Street intersection

Jim Kelly, representing developer Equity Residential, stated they would incorporate some of the architectural features from existing buildings to help integrate the project into the neighborhood.

Chris Wallace said he supported this project, noting that it would increase the tax base and pay significant impact fees as well. Mr. Wallace stated the project would generate 1,100 jobs in the construction phase and would provide recurring revenue to the Town. He added there would be substantial impact to businesses on University Drive, and development would be spurred on Davie Road.

Ms. Hall summarized the positive benefits of the land use plan:

- Improves traffic flow on Nova Drive
- Provides student housing within walking distance of schools
- Provides additional revenues to the Town
- Supports expansion of the university
- Provides customers and revenue to the Town's water and sewer plan
- Creates local jobs
- Improves signal operation on College Avenue
- Provides an additional westbound lane and improves traffic flow on 30th

As no one else spoke, Mayor Paul closed the public hearing portion of the meeting.

Ms. Hall explained that at 22 units per acre, this would allow up to 600 additional residential units. Ms. Sweetapple stated at peak p.m. hour, 31 trips would be added onto Nova Drive and 32 trips would be added from University into the site. Mr. Kelly described the phased development process to Vice-Mayor Crowley. Ms. Sweetapple said there would be 236 p.m. peak hour trips originating from the site, based on a mid-rise unit. Vice-Mayor Crowley believed there would be a potential 1,200 to 1,800 cars on site at final build out, and wondered about Ms. Sweetapple's figures. He added that the units would not be rented exclusively to students and faculty.

Vice-Mayor Crowley asked if staff had performed its own traffic study. Planning Staff member Ingrid Allen explained that the Town's traffic consultant had reviewed the data provided by Ms. Sweetapple and had determined that the mitigation package would address traffic impacts.

Mayor Paul reopened the public hearing.

Norm Blanco, representing the associations on Nova Drive, stated an inordinate number of cars used Sun Forest to get from Nova Drive to 30 Street, and the proposed mitigation would address this. Mr. Blanco agreed that all of the concerns expressed by residents had been addressed.

Arthur Joseph said, "It'll be a cold day in hell when a traffic engineer comes in here and says that we can't solve the problems for the project that we're proposing." He noted the increase in traffic over the years on I-595 and I-75, both of which now suffered from gridlock situations, and stated, "I think you folks would need your heads examined if you approve more than double the density in this area and listen to the ...silver tongued devils, representatives of developers and let them tell you that they've got everything worked out when it comes to the traffic because I just don't believe it."

Mayor Paul closed the public hearing.

Mayor Paul said this was the first time she had seen a group of residents that were pleased with the traffic mitigation and supported the project.

Councilmember Caletka asked if the additional trips would change the level of service on any of the roads. Ms. Sweetapple replied that one of the reasons they were making improvements was to avoid degrading the levels of service below adopted standards. She informed Councilmember Caletka that 30 Street was currently rated "F" and the proposed improvements would bring it up to a "D"; College Drive was currently rated "C" from I-595 to Nova, and "F" from Nova to 39 Street. The improvements would bring it to a "D" or better.

Councilmember Caletka liked the aesthetic and road improvements, and was satisfied that the residents had provided so much input.

Vice-Mayor Crowley still doubted Ms. Sweetapple's statistics regarding traffic trips. She stated there would be an increase of 1,200 vehicle trips over 24 hours between Nova Drive and SW 30 Street. She described the route control, and said they had done everything possible to reduce the impact on Nova Drive. Ms. Hall noted that the current cut through traffic would be eliminated, removing conflicts on Nova Drive.

Vice-Mayor Crowley stated his intention to vote against the project, and asked other Councilmembers to judge the project on its own merits, and not to just vote along with him because it was in his District.

Councilmembers gave their disclosures on this item.

Councilmember Starkey made a motion, seconded by Mayor Paul, to approve. In a roll call vote, the vote was as follows: Mayor Paul - yes; Vice-Mayor Crowley - no; Councilmember Caletka - no; Councilmember Luis – no; Councilmember Starkey – yes. (Motion failed 2-3)

Councilmember Starkey reminded Council that this site was adjacent to the TOC, where mass transit was available, and students often used mass transit or walked. Councilmember Starkey thought there was a constant need for cities to approve projects near the colleges in order to capture that revenue.

Councilmember Caletka said he had “significant doubt” regarding the number of trips this project would generate, despite the mitigation efforts.

Mayor Paul remembered that in their discussions regarding the RAC and TOC, there had been a clear understanding that in order for these projects to work, there must be an increase in density. Council had agreed for years to locate density in areas where it was needed most, this created a “line in the sand” that would allow them to retain a rural atmosphere in the Town’s western areas.

Councilmember Starkey suggested reconsidering the previous motion, then tabling the item until Councilmembers who opposed the project could get additional information. Mayor Paul confirmed that a motion to reconsider could be made at Council’s next meeting.

6.5 LAND USE PLAN AMENDMENT - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, APPROVING APPLICATION LA(TXT)10-1-08 AMENDING THE FUTURE LAND USE ELEMENT OF THE COMPREHENSIVE PLAN TO INCREASE THE NUMBER OF RESIDENTIAL UNITS WITHIN THE REGIONAL ACTIVITY CENTER LAND USE CATEGORY BY 3,500 UNITS, AMENDING INTENSITY AND DENSITY STANDARDS WITHIN THE REGIONAL ACTIVITY CENTER LAND USE CATEGORY; AMENDING OBJECTIVE 27, SCHOOL SITING, IN ORDER TO PERMIT PUBLIC SCHOOL SITES WITHIN THE TRANSIT ORIENTED CORRIDOR (TOC) LAND USE CATEGORY, AMENDING THE MAXIMUM BUILDING HEIGHT FOR COMMERCIAL AND INDUSTRIAL LAND USE CATEGORIES; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.(tabled from January 20, 2010) [Requires a supermajority vote]

Mayor Paul announced that public hearing on the ordinance would be held at the February 17, 2010 Council meeting.

Mayor Paul opened the public hearing portion of the meeting. As no one spoke, Mayor Paul closed the public hearing portion of the meeting.

Ms. Allen gave a presentation on the project. She gave a history of planning issues associated with the RAC since 1998, and noted that the RAC had been identified as a redevelopment area for the Town. She explained that adoption of land development regulations and rezoning of the RAC had taken place in 2008. This was the next planning initiative: to increase the residential units within the RAC by 3,500 and to change the commercial and industrial square footage. Ms. Allen reported that staff anticipated a shortfall of commercial space in the future and requested an additional

235,000 commercial square feet. This additional square footage could be realized by reducing industrial square footage by 900,000. Ms. Allen pointed out that commercial uses generated more traffic than industrial, and their goal had been to neutralize traffic impacts, which they had achieved.

Ms. Allen stated this item also included an amendment to the transportation element, whereby they were eliminating the level of service “D” for SW 30 Street from University Drive to College Avenue. The traffic study completed for this amendment indicated that SW 30 Street in this area was failing with and without the project, so there was an issue with level of service. As a result, staff was proposing to eliminate level of service for this roadway.

Ms. Allen added that housekeeping items had been included in this amendment, such as amending the maximum building heights for commercial and industrial uses in order to be consistent with the land development regulations.

Ms. Allen stated this item, as with the previous item, had two processing stages: transmittal and adoption. Staff was requesting the item be approved for transmittal to the County, to the Department of Community Affairs and to the appropriate reviewing agencies for comment.

Councilmember Starkey was unsure she could support the proposed densities. Regarding drainage, Councilmember Starkey felt there should be an established policy requiring that “drainage impacts on the surrounding community be brought up to also mitigating and paying for older communities in that area.” Councilmember Starkey suggested tabling the item until staff looked into this.

Ms. Allen reported that the next time the County would review these amendments was in the fall.

Councilmember Caletka had met with staff and felt comfortable with converting the industrial to commercial, but expressed concern about the density of the dwelling units. Councilmember Caletka stated the one thing he did not want was for the RAC to look like downtown Fort Lauderdale, with six to ten-story buildings. Councilmember Caletka did not think it was worth \$20,000 just to convert the industrial units to commercial.

Councilmember Starkey made a motion to deny.

Mr. Quigley explained they must spend some time on the Master Plan.

Mr. Rayson reminded Council that a second reading was required, so they could approve this now, and choose to approve or deny it at second reading, depending on whether or not it was corrected to their liking.

Mr. Quigley said they had spent a significant amount of time and money on the traffic study.

Vice-Mayor Crowley favored tabling the item, and suggested waiting for the new Council to be seated.

Councilmember Starkey made a motion, seconded by Councilmember Caletka, to deny.

Council gave their disclosures on this item.

In a roll call vote, the vote was as follows: Mayor Paul - no; Vice-Mayor Crowley - no; Councilmember Caletka - yes; Councilmember Luis – no; Councilmember Starkey – yes. (Motion failed 2-3)

Vice-Mayor Crowley made a motion, seconded by Councilmember Luis, to table until the first meeting in May. In a roll call vote, the vote was as follows: Mayor Paul - yes; Vice-Mayor Crowley - yes; Councilmember Caletka - no; Councilmember Luis - yes; Councilmember Starkey - no. (Motion passed 3-2)

7. APPOINTMENTS

7.1 Mayor Paul

7.1.1 Open Space Advisory Committee Agency (one exclusive appointment - term expires April 2010)

Mayor Paul appointed Tim Lee.

7.1.2 Budget Advisory Committee (one exclusive appointment - term expires April 2010)

Mayor Paul appointed Don Zane.

7.2 Vice-Mayor Crowley

7.2.1 Youth Education and Safety Advisory Committee (one exclusive appointment - term expires April 2010) (members shall, whenever possible, have interest and expertise in law enforcement, elementary school instruction, education matters, child psychology, pediatric medicine, parenthood and grandparenthood)

7.3 Councilmember Luis

7.3.1 Youth Education and Safety Advisory Committee (one exclusive appointment - term expires April 2010) (members shall, whenever possible, have interest and expertise in law enforcement, elementary school instruction, education matters, child psychology, pediatric medicine, parenthood and grandparenthood)

7.4 Councilmember Starkey

7.4.1 Open Space Advisory Committee Agency (one exclusive appointment - term expires April 2010)

Councilmember Starkey wanted to appoint Kathy Cox, and asked if residency was a requirement, or if expertise was enough. Mr. Muniz stated only the Planning and Zoning Board required residency in Town. Councilmember Starkey appointed Kathy Cox.

7.4.2 Senior Citizen Advisory Committee (one exclusive appointment - term expires April 2010) (members shall be a minimum 60 years of age)

8. OLD BUSINESS

9. NEW BUSINESS

9.1 Support for the construction of the gymnasium for the Rick & Rita Case Boys & Girls
9.2 FDOT Wall

Mayor Paul asked Councilmember Caletka to address this at the Metropolitan Planning Organization (MPO) if he felt it appropriate, and for the Town to draft a strong letter to FDOT. She noted that FDOT had saved money when the apartments on Hiatus turned down the sound walls. In this case Mayor Paul believed FDOT was attempting to back out of a promise for a sound wall and was trying to put the onus on the Town to fund it.

Vice-Mayor Crowley wanted to do whatever they could to convince FDOT to provide sound walls. He believed they were needed in this area.

Mayor Paul remembered taking a stand at the MPO years ago, insisting that the criteria should be changed to guarantee that those communities that needed the sound walls would be provided with them.

Councilmember Starkey was aware of communities that had received sound walls and additional landscaping because of the impact construction would have. She suggested they contact FDOT and Joe Barilla.

Councilmember Caletka remarked this was not a long stretch of road, and the walls should not cost \$1 million. He wanted an estimate to install the sound wall and to make it aesthetically pleasing. Councilmember Caletka suggested sending a letter to Stephanie C. Kopelousos, Secretary of Transportation, and Governor Crist declaring the Town's belief that FDOT was reneging on a promise.

Mayor Paul agreed to work with Mr. Shimun to draft a letter and possibly a resolution for Council's next meeting. She asked Councilmember Caletka to work with Mr. Shimun to follow up with the Governor's office.

Mayor Paul encouraged individuals and groups of residents to send letters to the Governor and the Secretary of Transportation. She stated they would send letters to all parties involved in the I-595 construction.

9.3 Comcast

Mayor Paul had received numerous complaints about Comcast from residents. She said the State had taken away municipalities' ability to address issues with Comcast. Now, complaints regarding Comcast must be directed to the Department of Agriculture. Mayor Paul suggested they write a strong letter to the Department of Agriculture requesting their assistance in dealing with these issues at the local level. Councilmember Starkey suggested documenting the number and topics of the complaints.

10. SCHEDULE OF NEXT MEETING

10.1 Citizen Survey Input Workshop - February 17th (5:00 p.m.)

Councilmember Caletka preferred scheduling this before the first meeting in March. Staff said this was an important element of the strategic plan and they wanted to move forward. Council agreed to schedule the workshop for March 3 at 6 p.m.

11. MAYOR/COUNCILMEMBER'S COMMENTS

CONSENT AGENDA ITEMS. Councilmember Caletka pointed out that Consent Agenda items were not public hearings in which the public could participate; they were for Council to discuss. This was why he always objected to allowing public input on these items.

61 AVENUE. Councilmember Caletka was upset that 61 Avenue was still not complete after the 41 Place sewer lines, despite his having been told several weeks ago that work would be complete in two weeks. He asked staff to take care of this.

WATER CONSUMPTION. Councilmember Caletka reported he had installed dual-flush toilets and purchased a new washing machine, and his water consumption had been cut in half. He encouraged residents to put effort into water conservation.

COUNCILMEMBER LUIS

SHADE STRUCTURE FOR FALCON'S LAY. The Parks Advisory Board had recommended a shade structure for Falcon's Lay, and Councilmember Luis asked Mr. Diez for a progress report. Mr. Diez stated this could not be added to the Capital Plan. Ms. Hattan said this had not come up at their meeting. Councilmember Starkey stated this was brought up at the Open Space Committee, not the Parks Advisory Board. Mr. Diez said this was the first he had heard of this, and if it were added to the Capital Budget, it would be competing with other projects. Councilmember Starkey had heard this discussed at the Open Space Advisory Committee meeting, and she believed they had supported it, provided District 4 could identify funding.

COUNCILMEMBER STARKEY

OWL'S LOOKOUT PARK, 26 STREET AND FLAMINGO ROAD PARCELS. Councilmember Starkey reported these projects were moving forward; staff was installing the fencing. She stated the Audubon Project Perch, possibly Nature Scape and a couple of school environmental classes would help build burrows on February 13, just in time for the owls' nesting season.

FLOODING IN SOUTHWEST RANCHES. Councilmember Starkey had received flooding complaints, and said the Town must prepare for "hundred-year storms" to occur once or twice per year. She said mitigation must be addressed in the form of drainage issues with new construction and mitigation of the damage caused by low-lying waters.

SLOPING OF SHOTGUN ROAD. A resident had informed Councilmember Starkey that when Shotgun Road had been re-graded, the new grade resulted in water being directed to residential communities. She asked Engineering to investigate and address this issue, and said this must be included in future land use mitigation efforts. Vice-Mayor Crowley advised Councilmember Starkey to put these concerns in writing and submit them to the Engineering Department; he agreed to work with the Engineering Department to look into this.

VICE-MAYOR CROWLEY

CANDIDATES' NIGHT. Vice-Mayor Crowley announced there would be a candidates' night on February 16 at 7:00 p.m. Location to be announced.

MAYOR PAUL

GREEN FAIR. Mayor Paul announced that there would be a Green Fair at the Rodeo Arena on March 27 - 28. The event would include vendors and demonstrations.

C-11 BRIDGE OPENING. Mayor Paul reported FDOT had informed her that the C-11 canal bridge would open in approximately three weeks.

TREE REMOVAL ALONG THE C-11 CANAL. A resident had informed Mayor Paul that the South Florida Water Management District (SFWMD) had removed trees along the canal. Urban Forester Tim Lee had identified the trees that had been removed. Mayor Paul said she would probably send a letter to SFWMD requesting they not remove any more trees until they worked with Mr. Lee.

FORT LAUDERDALE DOG SHOW. Mayor Paul announced the Fort Lauderdale Dog show would be held at the Bergeron Rodeo Grounds on March 20 – 21 and she would present the Best in Show prize. Mayor Paul noted that the local show organizer had a Great Pyrenees who would compete in the Westminster Dog Show.

JOINT MEETING. Mayor Paul stated there would be a joint meeting with the Open Space, Parks and Recreation and Agricultural Advisory boards to discuss the Farmers' Market and Battens Farm. She recommended two to three joint meetings per year for these boards to discuss shared issues.

EVERGLADES HOMEOWNERS ASSOCIATION MEETING. Mayor Paul had attended the Everglades Homeowners Association meeting, and had issues to discuss with staff and FPL.

12. TOWN ADMINISTRATOR'S COMMENTS

13. TOWN ATTORNEY'S COMMENTS

RESOURCE RECOVERY BOARD MEETING. Mr. Rayson had attended the Resource Recovery Board meeting at the behest of Mr. Shimun, and reported that it had been very interesting, but "all is not well." Mr. Joseph had distributed an article regarding reduction of the tipping fee, but Mr. Rayson warned that this was not the whole story. He explained that people were producing less garbage, and the Town was required under the agreement to meet certain minimums. If these were not met, there were sanctions and "a host of problems." The County had asked for veto power over member cities regarding the Resource Recovery Board. There was a meeting Mr. Rayson wanted to attend to discuss various concerns for the cities, and he requested Council direct him to do so. Mr. Rayson stated they must scrutinize the Interlocal Agreement (ILA) and the 30 municipalities that made up the membership should not be outvoted on critical issues. Councilmember Luis said Assistant to the Town Administrator Kristi Caravella had attended every meeting, and some of what Mr. Rayson had said was "totally contrary to everything that has gone on in all of our discussions here..." Mr. Rayson reiterated that there were serious issues that needed to be discussed. He admitted he was not an expert regarding the ILA and felt the Town should be represented at this meeting. Mr. Rayson stated he would familiarize himself with the waste contract, and how this fit into the new ILA.

Councilmember Starkey said there were not 30 communities on the Resource Recovery Board; only the largest hauling cities were on the Board. She felt smaller municipalities might be “looking for a part of the pie...” Councilmember Starkey said the Town was one of the municipalities that had taken on bonds for the waste energy recycling plants, and those municipalities should now benefit.

Ms. Caravella said she had not attended the meeting Mr. Rayson described. Mr. Rayson explained that this meeting had included City Attorneys, waste representatives, City Managers, and others. He agreed there were municipal representatives in attendance who were not on the Resource Recovery Board.

Mayor Paul was concerned that there were “two different versions going on” and advised Mr. Rayson should attend the meeting and then confer with Ms. Caravella and Councilmember Luis. Mr. Rayson asked Ms. Caravella to attend the meeting with him.

Councilmember Caletka said he was against this because “The County will do whatever they want.” Mr. Rayson clarified that the meeting he would attend was only for Resource Recovery Board member City Attorneys.

14. ADJOURNMENT

There being no further business to discuss and no objections, the meeting was adjourned at 11:09 p.m.

Approved _____

Mayor/Councilmember

Town Clerk